

Introduced: 2/20/68
Referred: Commerce
& Judiciary

1 IN THE SENATE

BY V. PHILLIPS AND HARRIS

2 SENATE BILL NO. 333

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the removal and concealment of
7 merchandise."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 11.20.275 is repealed and re-enacted to read:

10 Sec. 11.20.275. REMOVAL AND CONCEALMENT OF MERCHANDISE. (a) A
11 person who takes or removes any merchandise or thing of value from the
12 premises where merchandise or things of value are kept for purposes of
13 sale, barter or storage without the consent of the owner or person
14 lawfully entitled to the possession of the merchandise or thing of
15 value shall be guilty of a misdemeanor and, upon conviction, is punish-
16 able by a fine of not more than \$500, or by imprisonment for not more
17 than six months, or by both.

18 (b) A person who, without authority, wilfully conceals upon or
19 about his person any merchandise or thing of value from the premises
20 where merchandise or things of value are kept for purposes of sale,
21 barter or storage, which has not been purchased by the person while
22 still upon or about the premises, without the consent of the owner or
23 person lawfully entitled to its possession is guilty of a misdemeanor.
24 Any merchandise or thing of value found concealed upon or about the
25 person and which has not been purchased by the person is prima facie
26 evidence of wilful concealment. A person who violates this subsection,
27 upon conviction, is punishable by a fine of not more than \$500, or by
28 imprisonment for not more than six months, or by both.

29 (c) As used in this section, "consent" means express consent, or

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consent implied by possession of a sales ticket, slip or receipt issued for and accompanied by the article of merchandise or thing of value.

* Sec. 2. AS 11.20.276 is amended to read:

Sec. 11.20.276. SUBSEQUENT CONVICTION FOR CONCEALMENT. A person found guilty of a second or subsequent violation of sec. 275(b) or (c) of [OFFENSE OF WILFUL CONCEALMENT OF GOODS AS DEFINED IN SEC. 275] of this chapter is guilty of a misdemeanor and is punishable in the discretion of the court.